

Regular meeting of the City Council
Austin, Tex., July 17th 1905

Hon W. H. Sheller Mayor presiding

Roll called

Present Aldermen Armstrong Crooker Cuneo Haynes
Miller Moore Petri Powell Redd Thummel Smith

Von Rosenberg & Wilhelm

Absent Alderman Macken

13

1

On motion the minutes were agreed to
recorded by the Clerk, without reading.

Memorials Petitions etc

By Alderman Crooker Petition of Max Maas asking
the Council to refund to him amount paid for
constructing a stone wall on his premises
Read and on motion referred to the Committee on
Claims & accounts

Alderman Macken entered the Council Chamber

Reports of City Officers

The Mayor laid before the Council the reports of the
Treasurer, the Physician, the Marshal & the Sexton for the
month of June 1905, which were on motion referred
to their appropriate Committees without reading

Reports of Standing Committees

Alderman Von Rosenberg for the Fire Committee presented
a report stating that they had received and tested the
fire hose recently purchased and had approved the bill
for same. The report was adopted.

Alderman Cuneo for the ordinance Committee to whom
was referred the labor ordinance presented a report
recommending the passage of said ordinance.

On motion the report of the Committee was adopted.
Alderman Petri for the Claims & accounts Committee to
whom was referred the petition of W. J. Garrett to refund
found fees, also the bill of W. Field for expenses in the
matter of bid and contract for Storm Sewer, presented
reports, recommending that both claims be not
allowed. On motion the reports were adopted.

Unfinished business

The Mayor laid before the Council An ordinance
allowing persons whose property has been sold for
taxes and purchased by the City thirty days additional
time to redeem the same.

The ordinance was read the third time and passed
in its final passage & was lost in the following vote
Aldermen voting for it were Cuneo, Crooker,
Petri, Redd & Thummel

Two Aldermen voted against it were: Smith & Haynes
The record of the vote

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Labor ordinance The Mayor laid before the Council an ordinance defining what shall constitute a legal workday on public works for the City of Austin etc
The ordinance was read the second time.

Citizen Von Rosenberg offered the following amendment

To prohibit all deliveries of Ice, Milk, Meats, Vegetables, Groceries, dry goods, Laundry and Clean between the hours of 5 P.M. and 8 A.M. Also to prohibit City Trucks, Wagons or Transfer Wagon, Street Cars and Street Engines from traversing the streets and alleys of the City of Austin between said hours

This amendment is not to include the movement of the Night Scavenger Wagons on Park

Citizen Crook moved to refer the amendment to the Police Committee, which motion was lost by the following vote

Yeas Aldermen Crook Macken Redd Von Rosenberg	4
Nays Aldermen Armstrong Anna Haynes Miller Moore	
Petri Powell Shumate Smith Girehalm	10

Alderman Powell moved the adoption of the amendment which motion was lost by the following vote

Yeas Aldermen Macken Von Rosenberg	2
Nays Aldermen Armstrong Crook Anna Haynes Miller Moore	
Petri Powell Redd Shumate Smith Girehalm	12

A motion was then made to suspend the rule and place the ordinance on its third reading & final passage, which motion prevailed by the following vote

Yeas Aldermen Armstrong Crook Anna Haynes Macken	
Miller Moore Petri Powell Redd Shumate Smith Girehalm	13
Nays Alderman Von Rosenberg	1

The ordinance was read the third time and passed by the following vote

Yeas Aldermen Armstrong Crook Anna Haynes Macken	
Miller Moore Petri Powell Redd Shumate Smith Girehalm	13
Nays Alderman Von Rosenberg	1

New Business

By Alderman Davis an ordinance granting to Nelson Davis the privilege and right to elevate the side walls on the North side of lot 7 in Block 29, etc

The ordinance was read the first time and passed by the following vote

Yeas Aldermen Armstrong Crook Anna Haynes	
Macken Miller Moore Petri Powell Redd Shumate	
Smith Von Rosenberg Girehalm	14

Nays None

Alderman Dunn offered the following resolution

New business

Nelson Davis to
elevate his wall

Resolution
opposing the
erection of a
Stand Pipe by
the W.L. Coms.

Whereas, the Water, Light & Power Commission of the City of Austin are advertising for bids for the construction of a stand pipe or reservoir and are threatening to spend the money of the citizens of Austin for such purpose: And

Whereas, the Charter of the City of Austin, as construed by the Supreme Court of the State of Texas, in the Case of the City of Austin vs McCall, 95 Tex., 573-574, gives to the City Council of the City of Austin the exclusive right to construct such reservoir or reservoirs and under the Charter and understanding decision, the Water, Light & Power Commission has no authority to construct such reservoir.

Therefore, be it resolved by the City Council of the City of Austin, that the City Attorney be and he is hereby instructed to institute a suit to enjoin the said Austin, Water, Light & Power Commission and its Superintendent from constructing any reservoir or reservoirs, as they are threatening to do.

A motion was made to adopt the resolution, which motion was lost by the following vote

Yeas Aldermen Armstrong, Cuneo, Haynes, Moore, Petri, Smith & Wilhelm

Nays Aldermen Crooker, Macken, Miller, Powell, Redd, Shumate & Von Rosenberg

On motion Alderman Von Rosenberg was excused from further attendance at this session of the Council. By Alderman Haynes An ordinance appropriating the sum of \$ 1535⁴⁷ for the purpose of paying approved accounts

The ordinance was read the first time and passed under suspension of the rules by the following Yeas Aldermen Armstrong, Crooker, Cuneo, Haynes, Macken, Miller, Moore, Petri, Powell, Redd, Shumate, Smith & Wilhelm 13 Nays None.

By Alderman Haynes An ordinance appropriating the sum of \$ 274.¹⁹ for the purpose of paying approved accounts Street Dept. The ordinance was read the first time and passed under suspension of the rules by the following Yeas Aldermen Armstrong, Crooker, Cuneo, Haynes, Macken, Miller, Moore, Petri, Powell, Redd, Shumate, Smith & Wilhelm 13 Nays None

Alderman Macken offered the following resolution Be it resolved by the City Council of the City of Austin That the City Attorney be and he is hereby instructed not to file the proceedings in injunction till it is fully ordered and now prepared in his office, against the Austin

App'd. a/cos

Resolution
Passed 1st

Water Light & Power Co., requiring the turning on of the
Town Lights

Alderman Smith moved to Table the resolution, motion,
Motion was lost by the following vote
Yea Aldermen Armstrong, Cunco Hayes, Moore Bell,
Smith & Wilhelm

Nay Aldermen Crookshacken, Miller, Powell Redd
Shumate & Von Rosenberg

Motion was then made to adopt the resolution, which
motion was lost by the following vote

Yea Aldermen Crookshacken, Miller, Powell Redd Shumate
& Von Rosenberg

Nay Aldermen Armstrong, Cunco Hayes, Moore
Bell & Smith & Wilhelm

By Alderman Crookshacken an Ordinance appropriating
the sum of \$25⁰⁰ for the purpose of paying some old
accounts & for some necessary tools

The ordinance was read the first time

On motion the Council adjourned

J. S. Johnson
Clyde Clark

\$25. for Parks.